

Roma, J. (H)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CMS VOLKSWAGEN HOLDINGS, LLC and
HUDSON VALLEY VOLKSWAGEN, LLC,

Plaintiffs,

-against-

VOLKSWAGEN GROUP OF AMERICA,
INC., and LASH AUTO GROUP, LLC,

Defendants.

Case No.: 13 CIV 3929 (NSR) ✓

STIPULATED ORDER
OF PARTIAL DISMISSAL ✓

WHEREAS, plaintiffs and defendant Lash Auto Group, LLC ("Lash") have ✓
agreed to settle this matter as between themselves.

NOW THEREFORE, IT IS HEREBY STIPULATED by and between the
undersigned parties as follows:

1. Defendant Lash agrees to be bound by and comply with any order or
judgment of this Court granting preliminary or permanent injunctive relief enjoining and ✓
restraining defendant Volkswagen Group of America, Inc. from administering the Variable
Bonus Program (as defined in the Complaint) in violation of any applicable law, or otherwise
prospectively voiding any aspects of the Variable Bonus Program, and waives any right to
challenge, oppose or appeal any such order or judgment;.

2. Defendant Lash reserves the right to intervene in this action in order to ✓
challenge or appeal any other judgment or order of the Court in this action in the event any relief
(other than that set forth in paragraph 1 above) is sought or granted against Lash in this action;

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3. Defendant Lash agrees that service of any subpoena issued to Lash, its ✓
shareholders, directors, officers, or employees, by email and regular mail directed to Danielle
Lash, Esq. shall be sufficient service for purposes of Rule 45(b) in this case;

4. Upon entry of this Stipulated Order, plaintiffs shall file a Notice of Partial ✓
Dismissal without prejudice of this action as against Lash only.

5. This Stipulated Order may be executed in counterparts and a facsimile or
electronic signature shall be as good as an original

Dated: White Plains, New York
September 4th, 2013

Dated: New York, New York
September 4, 2013

LASH AUTOMOTIVE GROUP, LLC.

ROBINSON BROG LEINWAND
GREENE GENOVESE & GLUCK P.C.

By: *Danielle Lash Esq.*
Danielle Lash, Esq.
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Automotive Group, LLC
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By: *Russell McRory*
Russell McRory, Esq.
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Volkswagen Holdings, LLC and
Hudson Valley Volkswagen, LLC
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SO ORDERED:

[Signature]
Hon. Nelson S. Román, U.S.D.J.

Sept. 5, 2013
Date
White Plains, N.Y.